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PATENT

Serial No: 10/606,996
Attorney Docket No: 10517/172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Noritake Mitsutani, *et al.*
Application No.: 10/606,996
Filed: June 27, 2003
For: CONTROL SYSTEM AND METHOD
FOR MOTOR VEHICLES
Group Art Unit: 3747
Examiner: Dirk Wright

REQUEST FOR CONSIDERATION OF PREVIOUSLY DISCLOSED
INFORMATION DISCLOSURE STATEMENT

Mail Stop - Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

On June 27, 2003, an Information Disclosure Statement was filed. Applicants did not receive an initialed copy of the 1449 with the Notice of Allowance. Attached are copies of the Information Disclosure Statement filed on June 27, 2003, along with the stamped postcard and 1449. It is noted that copies of the references are stored on PAIRS. The Examiner is requested to initial the attached 1449 and forward a copy to Applicants' representative.

Respectfully submitted,

KENYON & KENYON

David J. Zibelli
Registration No. 36,394

Dated: January 19, 2005

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PATENT
Serial No. Unassigned
Docket No. 10517/172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of : Noritake Mitsutani, *et al.*
Serial No. : Unassigned
Filed : Herewith
Group Art Unit : Unassigned
Examiner : Unassigned
For : CONTROL SYSTEM AND METHOD FOR
MOTOR VEHICLES

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 CFR § 1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The paragraphs marked below are applicable.

- ☒ 1. This Information Disclosure Statement is being filed (a) within three months of the U.S. filing date or the date of filing a CPA, OR (b) before the mailing date of a first Office Action on the merits in the present application. No certification or fee is required.
- ☐ 2. This Information Disclosure Statement is being filed with a Request for Continued Examination (RCE). No certification or fee is required.
- ☐ 3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

- ☐ a. I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).
- ☐ b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).
- ☐ c. Please debit Deposit Account No. 11-0600 in the amount of \$180.00 in payment of the fee under 37 CFR §1.17(p) to ensure consideration of the disclosed information. Two duplicate copies of this paper are attached.
- ☐ 4. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Applicant(s) hereby petition(s) that the Information Disclosure Statement be considered. Please debit Deposit Account No. 11-0600 in the amount of \$130.00 in payment of the petition fee under 37 CFR §1.17(i)(1) to ensure consideration of the disclosed information. Two duplicate copies of this paper are attached.
- ☐ a. I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).
- ☐ b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).
- ☐ 5. Relevance of the non-English language reference(s) is discussed in the present specification.
- ☐ 6. The reference(s) was/were cited in a counterpart foreign application. An English language version of the foreign search report is attached for the Examiner's information.
- ☐ 7. A concise explanation of the relevance of the non-English language reference(s) appears in the Appendix attached hereto.

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☐ 8. The Examiner's attention is directed to co-pending U.S. Patent Application No. _____, filed, which is directed to related technical subject matter. The identification of this U.S. Patent Application is not to be construed as a waiver of secrecy as to that application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination of the present application.

☐ 9. This application is one of a series of related applications, identified in the attached Appendix, which are directed to related technical subject matter. The identification of those U.S. Patent Applications is not to be construed as a waiver of secrecy as to those applications now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited applications and the art cited therein during the examination.

☐ 10. The reference(s) was/were cited by or submitted to the Office in parent application No. _____, filed _____, which is relied upon for an earlier filing date under 35 U.S.C. §120. Thus, copies of these references are not attached. 37 CFR §1.98(d).

☐ 11. An English-language Abstract of a non-English language reference previously filed in the present application is attached hereto.

Respectfully submitted,

KENYON & KENYON



Mark H. Neblett
Registration No. 42,028

Date: June 27, 2003

439136

The stamp of the Patent Office may be taken as acknowledgment of the receipt, on the date stamped, of

INVENTOR(S): Noritake Mitsutani, *et al.*

SERIAL NO.: To be assigned

FILED: June 27, 2003

TITLE: "CONTROL SYSTEM AND METHOD FOR MOTOR VEHICLES"

PAPERS FILED:

1. Fee Transmittal (in duplicate)
2. Utility Patent Application Transmittal
3. Specification (26 pages) (9 sheets of drawings)
4. Declaration and Power of Attorney (2 pages)
5. Assignment with Recording Cover Sheet (4 pages)
6. Information Disclosure Statement
7. PTO Form 1449 + 3 references
8. Claim to Convention Priority Under 35 U.S.C. § 119



Mark H. Neblett/kw

10517/172

June 27, 2003

The stamp of the Patent Office may be taken as acknowledging the receipt, on the date stamped, of

INVENTOR(S): Noritake Mitsutani, *et al.*

SERIAL NO.: To be assigned

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Mark H. Neblett/kw

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